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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BILLINGS DIVISION

NORTHERN ARAPAHO TRIBE,

Plaintiff,

v.

DARRYL LaCOUNTE, et al.,

Defendants.

NORTHERN ARAPAHO TRIBE,

Plaintiff,

v.

U.S. DEPARTMENT OF THE INTERIOR, et al.,

Defendants.

No. 1:16-cv-11-BMM
No. 1:16-cv-60-BMM

(consolidated)

JOINT CONSENT MOTION TO EXTEND PARTIES' TIME TO FILE PROPOSED FINDINGS OF FACT AND CONCLUSIONS OF LAW

Pursuant to Fed. R. Civ. P. 6(b)(1)(A) and L.R. 7.1(a), and for good cause shown, Plaintiff and Federal Defendants in these consolidated actions jointly file this consent motion to extend until May 9, 2017, the time to file their respective proposed findings of fact and conclusions of law. In support of this motion, the parties state the following:

1. On March 30, 2017, this Court ordered the parties to submit proposed findings of fact and conclusions of law within 30 days of the order. ECF No. 115. Pursuant to Fed. R. Civ. P. 6(a), the parties' filing is due no later than April 21, 2017.

2. Also on March 20, 2017, this Court ordered the parties to participate in a settlement conference on April 27, 2017, in Billings, Montana, before Magistrate Judge Johnston. ECF No. 154. Magistrate Judge Johnston ordered the parties to submit confidential settlement statements on April 12 and conducted ex parte telephone conversations with counsel for each party on April 19. On April 19, 2017, this Court granted a motion by the Shoshone Tribe to participate in the April 27 settlement conference. ECF No. 162.

3. The parties have been in communication between themselves and with Magistrate Johnston in efforts to make mediation as successful as possible. Counsel and the parties require substantial time to continue these informal settlement discussions, confer with their clients, and prepare for the mediation. As

a result, the parties require additional time to adequately prepare proposed findings of fact and conclusions of law. The parties seek an extension of their deadline to May 9, 2017.

4. Pursuant to L.R. 7.1(c)(1), the parties have conferred about this joint motion. Both parties consent.

CONCLUSION

This Court should grant the parties' unopposed extension motion.

Dated: April 21, 2017

s/ Andrew W. Baldwin
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Respectfully Submitted,

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CERTIFICATE OF SERVICE

I certify that on April 21, 2017, I electronically filed the foregoing filing. Notice of this filing will be sent by email to all parties of record by operation of the Court's electronic filing system. Parties may access this filing through the Court's CM/ECF System.

s/ James D. Todd, Jr.
JAMES D. TODD, JR.